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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
William E. Gardner; Wisconsin &) PRE-MUR 503 and PRE-MUR 504
Southern Railroad Co.; Kenneth Lucht;)
Timothy Karp)

CERTIFICATION

I, Shelley E. Garr, recording secretary for the Federal Election Commission executive session on October 18, 2011, do hereby certify that the Commission decided by a vote of 5-0, on an amended pre-meeting tally, to take the following actions in Pre-MURs 503 and 504:

1. Open a MUR in Pre-MUR 503. → MUR # 6504
2. Open a MUR in Pre-MUR 504. → MUR # 6505
3. Merge former Pre-MUR 504 into the MUR opened from Pre-MUR 503.
4. Find reason to believe that William E. Gardner violated 2 U.S.C. §§ 441a(a)(1)(A), 441b and 441f.
5. Find reason to believe that Wisconsin & Southern Railroad Co. violated 2 U.S.C. §§ 441b and 441f.
6.
7. Approve the Factual and Legal Analysis as recommended in the First General Counsel's Report dated July 25, 2011.
8. Approve the conciliation agreement as recommended in the First General Counsel's Report dated July 25, 2011.
9. Approve the appropriate letters.

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Commissioners Bauerly, Hunter, McGahn II, Petersen, and Weintraub voted affirmatively for the decision. Commissioner Walther did not vote.

Attest:

10/20/11
Date

Shelley E. Gann
Shelley E. Gann
Deputy Secretary of the Commission

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